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6 Attorneys for Defendants  
Biomet Orthopedics, LLC, Biomet, Inc., and  
7 Biomet, LLC

8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA

10 ROBERT NAPIER,

11 Plaintiff,

12 vs.

13 BIOMET ORTHOPEDICS, LLC, BIOMET,  
14 INC., and BIOMET, LLC,

15 Defendants.  
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No.: 12-CV-3440-PJH

**[PROPOSED] STIPULATED ORDER  
CONTINUING CASE MANAGEMENT  
CONFERENCE**

Honorable Phyllis J. Hamilton

12-CV-3440-PJH

[PROPOSED] STIPULATED ORDER TO CONTINUE CASE MANAGEMENT CONFERENCE

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Plaintiff Robert Napier (“Plaintiff”) and Defendants Biomet Orthopedics, LLC and Biomet, Inc. (“Biomet” or “Defendants”) hereby submit, through the undersigned, the following Stipulation To Continue Case Management Conference.<sup>1</sup>

This case involves allegations relating to a Biomet M2a hip implant device. On October 2, 2012, the Judicial Panel on Multidistrict Litigation (“JPML”) issued a transfer order involving Biomet M2a hip implant devices for consolidated pretrial proceedings. On October 9, 2012 the JPML issued a Conditional Transfer Order, to which this case was subject, which was finalized on October 17, 2012. The Parties expect that this case will be transferred to *In re: Biomet M2A Magnum Hip Implant Products Liability Litigation*, Northern District of Indiana, MDL No. 2391, in the immediate future.

IT IS THEREFORE STIPULATED AND AGREED by and among Plaintiffs and Defendants through the undersigned, to Continue the Case Management Conference to December 6, 2012 at 2:00 p.m., pending the transfer of this case to MDL No. 2391.

DATED: October 22, 2012.

REED SMITH LLP

By /s/ Steven J. Boranian\*  
Steven J. Boranian  
Attorneys for Biomet Orthopedics, LLC, Biomet, Inc., and Biomet, LLC

SEEGER SALVAS LLP

By /s/ Kenneth M. Seeger  
Kenneth M. Seeger  
Attorneys for Plaintiff Mary Glancey

*\*Filer’s Attestation: Pursuant to Civil Local Rule 5-1(i) regarding signatures, Steven J. Boranian hereby attests that concurrence in the filing of this document has been obtained.*

<sup>1</sup> Plaintiff’s Complaint also names Biomet, LLC as a defendant, but there is no legal entity known as Biomet, LLC.

1 PURSUANT TO STIPULATION, IT IS SO ORDERED.

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3 DATED: \_\_\_\_\_, 2012

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5 HONORABLE PHYLLIS J. HAMILTON  
6 UNITED STATES DISTRICT COURT JUDGE  
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REED SMITH LLP  
A limited liability partnership formed in the State of Delaware